



CANNON BUILDING  
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**STATE OF DELAWARE  
BOARD OF ARCHITECTS**

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<b>PUBLIC MEETING MINUTES:</b>	<b>BOARD OF ARCHITECTS</b>
<b>MEETING DATE AND TIME:</b>	<b>Wednesday, January 16, 2018 at 1:30 p.m.</b>
<b>PLACE:</b>	<b>Division of Professional Regulation 861 Silver Lake Blvd., Conference Room B Cannon Bldg., Dover, Delaware 19904</b>
<b>MINUTES FOR APPROVAL:</b>	<b>February 6, 2019</b>

**MEMBERS PRESENT**

Paul Guggenberger, Professional Member, President  
Daniel Ridgely, Professional Member, Secretary  
Bryan Hutchison, Professional Member  
Robert Maffia, Professional Member  
Todd Breck, Professional Member  
Herbert Russell, Public Member  
Laura Willey, Public Member  
John Lynch, Public Member

**MEMBERS ABSENT**

There were no members absent.

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

Jennifer Singh, Deputy Attorney General  
Jennifer Witte, Administrative Specialist II

**OTHERS PRESENT**

Nancy Payne  
Paul Cottrell  
Aaron Daugherty  
Philip Conte  
Richard Polan  
James Clark

## **CALL TO ORDER**

Mr. Guggenberger called the meeting to order at 1:32 p.m.

## **REVIEW OF MINUTES**

A motion was made by Mr. Russell, seconded by Mr. Breck, to approve the minutes from the December 5, 2018 meeting as amended. The motion was unanimously carried.

## **UNFINISHED BUSINESS**

### **Proposal to Deny Hearing – Aaron Daugherty**

The hearing went on record at 1:33 p.m. The Board members were introduced. Mr. Guggenberger recused himself. Ms. Singh advised that the purpose of today's proposal to deny hearing was that Mr. Daugherty did not appear to meet all of the qualifications for licensure. Ms. Singh marked as Board Exhibit 1, Mr. Daugherty's application and all supporting documents and the proposal to deny notice. Ms. Singh also marked as Applicant Exhibit 1, Mr. Cottrell's Administrative Hearing Brief. Both Mr. Daugherty and Mr. Cottrell were sworn in. Mr. Cottrell gave an opening statement and had Mr. Daugherty testify as to his education and professional background as well as the convictions on his criminal background check. Phillip Conte, witness for Mr. Daugherty, was sworn in and testified on his own educational and professional background and on Mr. Daugherty's work ethic. Mr. Daugherty answered some questions from the Board. Mr. Cottrell gave his closing statement. The Board went into deliberations at 2:15 p.m. The Board came out of deliberations and a motion was made by Mr. Maffia, seconded by Mr. Breck, to grant a waiver and approve Mr. Daugherty to sit for the examination. The motion was carried by Mr. Ridgely, Mr. Hutchison, Mr. Russell, Ms. Willey and Mr. Lynch. The hearing concluded and went off record at 2:28 p.m.

### **Review and Consider Final Orders**

The Board signed the Final Orders resulting from the Hearing Officer Recommendations reviewed at the December 5, 2018 meeting for William Fearon, #S5-0008201, Gerald Blackman, Jr., #S5-0007857, Kevin Blackney, #S5-0007204, Paul Albert, #S5-0006457, William Campbell, #S5-0006714, Stanley Heal, #S5-0008254, David Mourning, #S5-0005764, Craig Hough, #S5-0008239, William Pelham, #S5-0007035 and Judith Repp, #S5-0006697.

## **NEW BUSINESS**

### **Ratify Reciprocity Applications – NCARB Certificates**

A motion was made by Mr. Hutchison, seconded by Mr. Ridgely, to approve the ratified architect applications of Jonathan Kloppmann, John Marasco, Nicholas Stanos, David Burt, Randolph Key, Marco Neves, John Vaci, John Toates and John Bull. The motion was unanimously carried.

### **Complaint Status**

#07-01-18 – Referred to the Administrative Hearing Unit  
#07-02-18 – Referred to the Administrative Hearing Unit

### **Review and Consider Recommendation of Chief Hearing Officer**

Due to the attendance of licensees and legal counsel, Mr. Guggenberger modified the agenda

to first review the Hearing Officer Recommendations for those present.

James Clark, #S5-0005375

Mr. Clark was present for the review of his recommendation. Mr. Clark addressed the Board stating that he doesn't not agree with any of the violations in the recommendation, and asked that the Board not discipline him.

After review, a motion was made by Mr. Maffia, seconded by Mr. Lynch, to accept the recommendation of James Clark as presented with an amendment to include an immediate suspension should compliance not be obtained. The motion was unanimously carried.

Richard Polan, #S5-0005205

Mr. Polan was present for the review of his recommendation. Mr. Polan addressed the Board stating that his deficiency was an oversight and apologized.

After review, a motion was made by Mr. Maffia, seconded by Mr. Ridgely, to accept the recommendation for Richard Polan as presented with an amendment to include an immediate suspension should compliance not be obtained. The motion was unanimously carried.

Ramla Benaissa, #S5-0007883

Ms. Benaissa was present for the review of her recommendation. Ms. Benaissa addressed the Board stating that the deficiency was an oversight. She stated that she is very committed to completing continuing education and she feels that the recommended discipline is rather harsh.

After review, a motion was made by Mr. Maffia, seconded by Mr. Hutchison, to accept the recommendation for Ramla Benaissa as presented with an amendment to strike paragraph 1, change paragraph 2 to have .50 CE's earned in 2018 be applied as make-up, and an immediate suspension should compliance not be obtained. The motion was carried by Mr. Ridgely, Mr. Breck, Mr. Russell, Ms. Willey and Mr. Lynch. Mr. Guggenberger was opposed.

Subhas Mazumdar, #S5-0005991

After review, a motion was made by Mr. Maffia, seconded by Mr. Breck, to accept the recommendation for Subhas Mazumdar as presented with an amendment to increase the monetary fine to \$2500 and striking the portion of paragraph 2 regarding petitioning to appear before the Board. The motion was unanimously carried.

James Schneider, #S5-0006647

After review, a motion was made by Mr. Hutchison, seconded by Mr. Maffia, to accept the recommendation for James Schneider as presented with an amendment to paragraph 4 to make up 11 HSW hours within 60 days of the signing of the Final Order to clear the deficiency of the 2016-2017 renewal period and include an immediate suspension should compliance not be obtained. The motion was unanimously carried.

Stephen Kennedy, #S5-0007754

After review, a motion was made by Mr. Breck, seconded by Mr. Lynch, to accept the recommendation for Stephen Kennedy as presented with an amendment to paragraph 2 reflecting 2.75 CE's earned on 8/21/2018 be applied as make-up to clear the deficiency of the

2016-2017 renewal period and include an immediate suspension should compliance not be obtained. The motion was unanimously carried.

Allen Waldron, #S5-0008190

After review, a motion was made by Mr. Guggenberger, seconded by Mr. Hutchison, to accept the recommendation of Allen Waldron as presented with an amendment to increase the monetary fine to \$2500 and include an immediate suspension should compliance not be obtained. The motion was unanimously carried

James Bradberry, #S5-0005916

After review, a motion was made by Mr. Guggenberger, seconded by Mr. Hutchison, to accept the recommendation of James Bradberry as presented with an amendment to paragraph 2 applying 6.75 CE's earned 07/25-26/2018 as make-up to clear the deficiency of the 2016-2017 renewal period and include an immediate suspension should compliance not be obtained. The motion was unanimously carried

Christopher Zehnder, #S5-0007573

After review, a motion was made by Mr. Hutchison, seconded by Mr. Maffia, to accept the recommendation of Christopher Zehnder as presented with an amendment to increase the monetary fine to \$2500 and include an immediate suspension should compliance not be obtained. The motion was unanimously carried.

Larry Doss, #S5-0007998

After review, a motion as made by Mr. Maffia, seconded by Mr. Ridgley, to accept the recommendation of Larry Doss as presented with an amendment to decrease the monetary fine to \$1000, a correction to the year of renewal to 2020 in paragraph 6 and an immediate suspension should compliance not be obtained. The motion was unanimously carried

Richard Schoellkopf, #S5-0008238

After review, a motion as made by Mr. Maffia, seconded by Mr. Guggenberger, to accept the recommendation of Richard Scheolkopf as presented with an amendment to decrease the monetary fine to \$2500 and an immediate suspension should compliance not be obtained. The motion was unanimously carried

Carole Wedge, #S5-0007747

After review, a motion as made by Mr. Maffia, seconded by Mr. Guggenberger, to accept the recommendation of Carole Wedge as presented with an amendment to add an immediate suspension should compliance not be obtained. The motion was unanimously carried

Judith Repp, #S5-0006697

After review, a motion as made by Mr. Maffia, seconded by Mr. Ridgley, to not accept the recommendation of Judith Repp and impose no discipline on her license. The motion was unanimously carried

Ratify Reapplication Applications

A motion was made by Mr. Breck, seconded by Mr. Lynch, to approve the ratified applications of Robert Andrus and John Marasco. The motion was unanimously carried.

#### Ratify Certificate of Authorization Applications

A motion was made by Mr. Breck, seconded by Mr. Hutchison, to approve the ratified certificate of authorization applications of Paul I. Cripe, Inc., Stantec Architecture, Inc., Fumo & Associates, Inc., Interior Architects, Inc. and LS3P Associates Ltd. The motion was unanimously carried.

#### Ratify Reapplication Applications

A motion was made by Mr. Breck, seconded by Mr. Hutchison, to approve the ratified reapplication applications of Robert Andrus and John Marasco. The motion was unanimously carried.

#### **CORRESPONDENCE**

There was no correspondence.

#### **OTHER BUSINESS BEFORE THE BOARD**

After a brief discussion on the process for applications that have been approved to sit for the exam and have then passed the exam, a motion was made by Mr. Guggenberger, seconded by Mr. Maffia, to ratify the issuance of the architect license after receiving passing scores on all parts of the exam. The motion was unanimously carried.

The Board discussed some of the differences between the JAC handbook and the modifications that the Board made. A motion was made by Mr. Guggenberger, seconded by Mr. Maffia, to table further discussions until new law changes have been made. The motion was unanimously carried.

#### **PUBLIC COMMENT**

There was no public comment.

#### **NEXT MEETING**

The next meeting will be February 6, 2019 at 1:30 p.m. in Conference Room B.

#### **ADJOURNMENT**

There being no further business, a motion was made by Mr. Guggenberger, seconded by Mr. Hutchison, to adjourn the meeting at 3:46 p.m. The motion unanimously carried.

Respectfully submitted,

*Jennifer L. Witte*

Administrative Specialist II